

KEKER, VAN NEST & PETERS LLP  
ELLIOT R. PETERS #158708  
epeters@keker.com  
ERIC H. MACMICHAEL #231697  
emacmichael@keker.com  
BAILEY W. HEAPS #295870  
bheaps@keker.com  
633 Battery Street  
San Francisco, CA 94111-1809  
Telephone: 415 391 5400  
Facsimile: 415 397 7188

KING, HOLMES, PATERNO & SORIANO,  
LLP  
HOWARD KING # 77012  
hking@khpslaw.com  
JOHN SNOW # 280790  
jsnow@khpslaw.com  
1900 Avenue of the Stars, 25th Floor  
Los Angeles, CA 90067  
Telephone: 310 282 8989  
Facsimile: 310 282 8903

ATTORNEYS FOR Defendants  
NIXON PEABODY, LLP and  
FORREST DAVID MILDER

ATTORNEYS FOR Plaintiffs  
SOLARMORE MANAGEMENT  
SERVICES, INC., a California corporation

UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF CALIFORNIA

SACRAMENTO DIVISION

SOLARMORE MANAGEMENT  
SERVICES, INC., a California corporation;  
CARL AND BARBARA JANSEN, a married  
couple,

Plaintiff,

v.

NIXON PEABODY, LLP, a New York limited  
liability partnership; FORREST DAVID  
MILDER, a married individual,

Defendant.

Case No. 2:20-cv-02446-JAM-DB

**JOINT STIPULATION TO EXTEND  
TIME TO MEET AND CONFER AND  
FILE STATUS REPORT AND ORDER**

Date Transferred: 12/10/2020

Trial Date: Not yet set

**STIPULATION OF THE PARTIES**

The parties, Plaintiffs Solarmore Management and Carl and Barbara Jansen (“Plaintiffs”) and Defendants Nixon Peabody and Forrest David Milder (“Defendants”), by and through their attorneys, hereby stipulate and agree as follows:

WHEREAS, removal of this matter from Los Angeles Superior Court to the Central District of California was effected on November 4, 2020;

WHEREAS, on November 20, 2020, Defendants filed their motion to transfer venue to the Eastern District of California pursuant to 28 U.S.C. § 1404 (*see* ECF No. 20);

WHEREAS, on December 8, 2020, Judge Christina A. Snyder in the Central District of California granted Defendants’ non-opposed motion to transfer venue (*see* ECF No. 25);

WHEREAS, on December 10, 2020, the case was transferred to the Eastern District of California (*see* ECF No. 26);

WHEREAS, on December 17, 2020, the Court ordered that this action was related to thirteen other actions pending in the Eastern District and assigned this action to Judge John A. Mendez (*see* ECF No. 30);

WHEREAS, Plaintiffs’ current counsel will be withdrawing and Plaintiffs plan to substitute new counsel in January or February of 2021;

WHEREAS, the Court has vacated all upcoming deadlines for this action, including the deadline for Defendants’ answer or responsive pleading, which was previously set for February 8, 2021;

WHEREAS, the Court’s December 17, 2020 Order Requiring Service of Process and Joint Status Report (ECF No. 31) would require the parties to meet and confer and submit a joint status report on or before January 4, 2020 pursuant to Rule 26(f) (i.e., “within sixty (60) days . . . from the date of removal”);

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned parties through their respective counsel, and subject to the approval of the Court, that the deadline for the Fed. R. Civ. P. 26(f) conference and the subsequent status report be extended to 120 days from the entry of the Court’s order granting this stipulation or 30 days after the Court rules on the

Defendants' Motion to Dismiss, whichever occurs sooner.

Dated: December 22, 2020

KEKER, VAN NEST & PETERS LLP

By: /s/ Eric H. MacMichael

ELLIOT R. PETERS  
ERIC H. MACMICHAEL  
BAILEY W. HEAPS

Attorneys for Defendants  
NIXON PEABODY, LLP and  
FORREST DAVID MILDER

Dated: December 22, 2020

KING, HOLMES, PATERNO &  
SORIANO, LLP

By: /s/ John Snow  
(as authorized by email on 12/22/20)

HOWARD KING  
JOHN SNOW

Attorneys for Plaintiffs  
SOLARMORE MANAGEMENT  
SERVICES, INC., A CALIFORNIA  
CORPORATION

**ORDER**

Based upon the stipulation of the Parties, the moving papers, and for good cause shown, the Court extends the deadline for the Fed. R. Civ. P. 26(f) conference and the subsequent status report to 120 days from the entry of this order or 30 days after the Court rules on the Defendants' Motion to Dismiss, whichever occurs sooner.

**IT IS SO ORDERED.**

DATED: December 22, 2020

/s/ John A. Mendez

---

THE HONORABLE JOHN A. MENDEZ

UNITED STATES DISTRICT COURT JUDGE